IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE P.R.RAMAN
&
THE HONOURABLE MR. JUSTICE V.K.MOHANAN

WEDNESDAY, THE 12TH DECEMBER 2007 / 21ST AGRAHAYANA 1929

WP(Crl.).No. 288 of 2007(S)

PETITIONER:

PRAVEEN, AGED 27,
S/O. DR.V.SREEKUMARAN NAIR, GURKRIPA, TC.2/3353,
108 SCT NAGAR, PATTOM, THIRUVANANTHAPURAM, NOW
RESIDING AT AIMS CAPUS, EDAPALLI, COCHIN.

BY ADV. SRI.G.SREEKUMAR (CHELUR)

RESPONDENTS:
---

1. THE STATE OF KERALA,
REP. BY THE CHIEF SECRETARY,GOVERNMENT SECRETARIAT
THIRUVANANTHAPURAM.

2. THE SUB INSPECTOR OF POLICE,
EDAPPALLY POLICE STATION.

3. THE COMMISSIONER OF POLICE, COCHIN.

4. K. MADHUSUDANAN PILLAI,
MOHANAM, T.C.10/1601(1), V.K.R. A-B 245,
MARKET ROAD, VATTIYURKAVU, TRIVANDRUM-695 013.

5. S. SOBHANA DEVI,
W/O. K. MADHUSUDANAN PILLAI, MOHANAM,
T.C.10/1601(1), V.K.R.A-B 245, MARKET ROAD,
VATTIYURKAVU, TRIVANDRUM-695 013.

R1 to R3 BY GOVT.PLEADER SRI C.M.KAMMAPPU
R4 & R5 BY ADV. SRI.SABU S.KALLARAMOOLA

THIS WRIT PETITION (CRIMINAL) HAVING BEEN FINALLY HEARD ON 12/12/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXTS:

EXT.P1 TRUE COPY OF THE MARRIAGE INVITATION CARD OF THE PETITIONER CONCERNING THE MARRIAGE ON 8/7/2007.

EXT.P2 TRUE COPIES OF THE PHOTOGRAPHS.

P.R.RAMAN & V.K.MOHANAN, JJ.

W.P.(Crl)NO.288 OF 2007

Dated this the 12th day of December, 2007

JUDGMENT

Raman, J.

Petitioner seeks for a direction to respondents 1 to 3 to find out the wife of the petitioner and to produce her before this Court. It is alleged that the petitioner got married the daughter of respondents 4 and 5 by name "Uma". They were residing together after the marriage. While so, Uma went to her house on 18/9/2007 and thereafter she did not return. Petitioner could not know the whereabouts of his wife Uma. It is apprehended that the wife of the petitioner is under the illegal custody of respondents 4 and 5. Pursuant to the notice issued, parties appeared. We interacted with Uma. She admits her marriage with the petitioner. According to her, her relationship with petitioner is strained and she is staying with her parents without any compulsion. Thus she is not under the illegal custody as alleged in the writ petition. It is pointed out by the learned counsel appearing for the petitioner that Uma has filed a petition for divorce before the Family Court. Since the matter is already ceased of by the Family Court and in view of the

statement given by Uma, we do not find that she is under the illegal custody warranting any order to be passed by this Court.

Accordingly, this writ petition is dismissed.

P.R.RAMAN,
Judge.

V.K.MOHANAN,
Judge.

kcv.